

## Message Text

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PAGE 01 USNATO 03838 150838Z  
ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 PM-05 INR-10 L-03 ACDA-12  
NSAE-00 PA-02 SS-15 SP-02 ICA-20 TRSE-00 DODE-00  
/082 W

-----030981 161213Z /13

R 141601Z APR 78  
FM USMISSION USNATO  
TO SECSTATE WASHDC 0755

UNCLAS USNATO 03838

E. O. 11652: N/A  
TAGS: AORG, NATO  
SUBJECT: PENSIONS: NATO/FRG AGREEMENT

REF: (A) 77 USNATO 0680, PARA 2, (B) 77 USNATO 0733,  
PARA 1(C), (C) PO/78/36

1. THE QUESTION OF THE COMPULSORY AFFILIATION TO THE  
GERMAN SOCIAL SECURITY AND THE NATO PENSION SCHEME OF  
GERMAN CIVILIAN PERSONNEL WORKING FOR NATO ORGANIZATIONS  
IN GERMANY WAS REFERRED TO THE CCG FOR STUDY (REFS A AND  
B).

2. FOR THE INFORMATION OF PERMREPS, SYG LUNS FURNISHED  
WITH REF C THE TEXT OF THE AGREEMENT SIGNED MARCH 16, 1978,  
BETWEEN NATO AND THE FEDERAL REPUBLIC OF GERMANY.

- IT WAS AGREED THAT GERMAN LAWS AND REGULATIONS  
GOVERNING COMPULSORY INSURANCE UNDER THE STATUTORY  
SICKNESS, ACCIDENT, OLD AGE PENSION INSURANCE SCHEMES,  
OR FAMILY ALLOWANCES, OR OBLIGATIONS TO CONTRIBUTIONS AND  
LEVIES UNDER THE EMPLOYMENT PROMOTION ACT SHOULD NOT  
APPLY TO THE INTERNATIONAL CIVILIAN PERSONNEL LISTED ON  
THE ESTABLISHMENT APPROVED FOR THAT NATO BODY. THE  
AGREEMENT ALSO PROVIDES THAT THE APPLICATION OF GERMAN  
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PAGE 02 USNATO 03838 150838Z

LAWS AND REGULATIONS COVERING STATUTORY OLD AGE PENSION  
INSURANCE SHALL BE RETROACTIVE FROM JULY 1, 1956.

- IT FURTHER PROVIDES THAT A GERMAN CITIZEN PRESENTLY  
EMPLOYED BY A NATO BODY IN GERMANY HAS THE RIGHT TO  
OPT FOR THE GERMAN OLD AGE PENSION SCHEME RATHER THAN  
THE NATO PENSION WITHIN SIX MONTHS OF THE SIGNING OF

THIS AGREEMENT. A GERMAN HIRED AFTER MARCH 16, 1978,  
WILL HAVE SIX MONTHS FROM DATE OF HIS CONTRACT TO OPT  
BETWEEN THE TWO.

3. DURING THE CCG STUDY, IT WAS FOUND THAT A SIMILAR  
PROBLEM EXISTED IN THE UNITED KINGDOM WHERE  
BRITISH EMPLOYEES WORKED FOR THE WESTERN EUROPEAN UNION.  
THE CCG UK REP JUST ADVISED NO SOLUTION HAS BEEN FOUND  
TO THIS QUESTION.

- THE BRITISH EMPLOYEES OF WEU HAVE INDICATED THEY  
WISH THE BENEFITS OF BOTH THE BRITISH NATIONAL SOCIAL  
SECURITY AS WELL AS THE NATO PENSION SCHEME. BRITISH  
LAW REQUIRES THAT THE EMPLOYER MUST PAY HIS SHARE  
TOWARDS THE NATIONAL SECURITY SCHEME AND DOES NOT  
PERMIT AN EMPLOYEE TO PAY BOTH HIS AND HIS EMPLOYER'S  
SHARE, WHICH MIGHT HAVE PROVIDED A SOLUTION. GLITMAN

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## Message Attributes

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**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
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**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
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**Reference:** 77 USNATO 680, 78 PARAMARIBO 2, 77 USNATO 733  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014